IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 17133 of 2002

Between:

Boya Laxmamma, w/o Anjaiah,

40 years, Occ: President of Watershed Committee,

Bommarajupally, Mahaboobnagar District,

r/o Bommarajupally village, Midjil Mandal,

Mahaboobnagar District.

..... PETITIONER

AND

1. The District Collector,

Mahaboobnagar District.

2. The District Chairman for D.P.A.P.,

Mahaboobnagar District.

3. The Project Director, D.P.A.P.,

Mahaboobnagar District.

4. The M.D.T.Team Co-ordinator-VI,

Kalwakurthy, Mahaboobnagar District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly one in the nature of Writ of Mandamus declaring the proceedings No.Aa/151/2002, dated 20-08-2002, issued by respondent No.4, as illegal, arbitrary and against the principles of natural justice

and also against the provisions of A.P. Farmers Management of Irrigation Systems Act, 1997.

Counsel for the Petitioner: Mr. K.VENKATA REDDY

Counsel for the Respondents: GP FOR IRRIGATION & COMM AREA DEV.

The Court made the following:

ORDER:

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Aggrieved by the order of the 4th respondent, vide proceedings No.A/151/2002 dated 20-08-2002, dissolving the watershed committee of Bommarajupally village, of which, the petitioner claims to be the President, this Writ petition is filed.

2. It is neither pleaded, urged nor demonstrated that the order of the 4th respondent, impugned herein, dated 20-08-2002, is in violation of any statutory provision or an instrument having a statutory flavour. No public law issue arises for adjudication, under Article 226 of the Constitution of India.

3. On the premise, this Writ Petition is dismissed preserving liberty for the petitioner to pursue proper remedies in a private law adjudicatory forum-a Civil Court of competent jurisdiction.

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(G.RAGHURAM,J)

7th December, 2004.

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To

1. The District Collector,

Mahaboobnagar District.

2. The District Chairman for D.P.A.P.,

Mahaboobnagar District.

3. The Project Director, D.P.A.P.,

Mahaboobnagar District.

4. The M.D.T.Team Co-ordinator-VI,

Kalwakurthy, Mahaboobnagar District.

5. Two CCs to the GP FOR IRRIGATION & COMM.,

AREA DEVELOPMENT, High Court of A.P., Hyderabad (O.U.T.)

6. Two CD Copies.